

**REMARKS**

In the Office Action, claims 22-30 were rejected under 35 U.S.C. 103(a) as being unpatentable over US 2002/00161 (Miya et al.) and U.S. Patent No. 6,035,210 (Endo et al.).

Miya illustrates an individual setting of power level for each timeslot using transmit power commands (TPC) for that timeslot or using a single to interference ratio (SIR) measurement of that timeslot. The present claims send a power command for a CCTrCH which includes a plurality of time slots. Miya deals with this scenario by sending individual TPC for each timeslot. The present claims use a power command for the CCTrCH and an interference measurement for each timeslot. Such an arrangement is not disclosed in Miya.


Endo is cited as disclosing the transmission of interference measurements. However, these interference measurements are not being used in any resemblance as to the manner recited in the claims. Since Miya uses individual timeslot TPC, there is no reason that an interference measurement would be used in addition to the TPC. Accordingly, applicants respectfully submit that the claims are allowable over the Miya and Endo combination.

**Applicant:** Zeira et al.  
**Application No.:** 09/845,803

Reconsideration and entry of this amendment is respectfully requested.

Respectfully submitted,

Zeira et al.

By   
Jeffrey M. Glabicki  
Registration No. 42,584

Volpe and Koenig, P.C.  
United Plaza, Suite 1600  
30 South 17th Street  
Philadelphia, PA 19103  
Telephone: (215) 568-6400  
Facsimile: (215) 568-6499

JMG/pf